



U.S. Department of Justice

United States Attorney
Southern District of New York

86 Chambers Street
New York, New York 10007

August 9, 2022

Via ECF and Email

Honorable Laura Taylor Swain
Chief United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007
SwainNYSDCorresp@nysd.uscourts.gov

MEMO-ENDORSED

Re: *Chemoil Corp. v. United States of America*, 19 Civ. 6314 (LTS) (JW)

Dear Chief Judge Swain:

This Office represents the United States of America (the “United States” or the “government”), the defendant in the above-referenced tax-refund case brought by plaintiff Chemoil Corporation (“Chemoil”).

We write respectfully to advise the Court that no party has moved to extend the temporary seal of the government’s summary judgment papers pursuant to the Stipulation of Confidentiality executed by the parties. The temporary sealing period has now expired. *See* Dkt. Nos. 87, 91 (orders dated July 11 and July 22, 2022, implementing temporary seal). Accordingly, we will file a public version of the United States’ brief, declarations, and exhibits.

We note that the public versions of the documents will contain minor redactions of certain information as required by Rule 5.2 of the Federal Rules of Civil Procedure.

Additionally, one witness, Andre Raposo, requested via counsel that his home address be redacted from the publicly filed version of his deposition transcript. Because that information is not relevant to any matter before the Court, the government respectfully requests the Court’s leave to redact that information, pursuant to section A.5.b of Your Honor’s Individual Practices. *See* Transcript of the Deposition of Andre Raposo on Dec. 10, 2020, at 11:12-13, attached as Ex. 5 to the Declaration of Jennifer Jude, Dkt. No. 81.

Thank you for your consideration of this matter.

Respectfully submitted,

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United States Attorney for the
Southern District of New York

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cc: Counsel for Chemoil (via ECF)
Counsel for Vopak Terminal Deer Park Inc. (by email)
Counsel for Cerebrum Capital Management, Inc. (by email)
Counsel for Astra Oil Company (by email)

The foregoing request to seal the home
address information is granted. Dkt. no.
92 resolved.

SO ORDERED.

/s/ Laura Taylor Swain, Chief USDJ,
08/10/2022